

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY**

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DONALD ULFERTS, Individually And On  
Behalf Of All Others Similarly Situated,

Plaintiff,

-against-

FRANKLIN RESOURCES, INC.;  
FRANKLIN ADVISERS, INC.; and  
FRANKLIN/TEMPLETON  
DISTRIBUTORS,  
INC.,

Defendants.

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Civil Action No. 2:07-cv-01309-WJM-MF

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**REPLY MEMORANDUM**

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Plaintiff Ulferts does not make any separate or additional arguments in opposition to Defendants' Motion to Dismiss the Complaint, but simply "incorporates and relies upon Plaintiff's Opposition to Defendants' Motion to Dismiss filed in *Alexander v. Franklin Resources, Inc.*, Civ. No. 2:07-cv-00848-WJM-MF."

If *Alexander* is dismissed, it follows that *Ulferts* should be dismissed as well, as we suggested previously.

**Conclusion**

The Complaint should be dismissed, with prejudice.

Dated: November 1, 2007

Respectfully submitted,

**POLLACK & KAMINSKY**

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